

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. MAR 19 1990

Returned to applicant for correction. \_\_\_\_\_

Corrected application filed. \_\_\_\_\_ Map filed. MAR 22 1990The applicant Elko Land & Livestock Company, a Nevada CorporationP.O. Box 2848 \_\_\_\_\_ of Elko \_\_\_\_\_  
Street and No. or P.O. Box No. City or TownNevada 89801 \_\_\_\_\_ hereby make application for permission to change the  
State and Zip Code No.Point of Diversion and Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 39875  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree. \_\_\_\_\_

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.0625 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Stockwater and Domestic 2000 Cattle  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Stockwater and Domestic 2000 Cattle  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 2, T34N, R48E., MDM at a  
Describe as being within a 40-acre subdivision of public survey and by course and  
point from which the NW Corner of said Section 2 bears N 6° 49' 24" W  
distance to a section corner. If on unsurveyed land, it should be stated.  
2,329.77 feet
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 1, T33N, R48E. MDM  
If point of diversion is not changed, do not answer.  
at a point from which the W $\frac{1}{4}$  Corner of said Section 1 bears S 11° 18' 35" W  
61.18 feet
7. Proposed place of use SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 2, T34N, R48E, MDM  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 1, T33N, R48E, MDM  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) a drilled and cased well equipped with  
State manner in which water is to be diverted, i.e. diversion structure,  
motor, pump and pipeline to place of use  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$ 50,000.00
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Existing Point of Diversion & Place of Use Map filed under Application No.

39875 Please send copies to Elko Land & Livestock Co. P.O. Box 220

Battle Mountain, Nevada 89820

By s Michael D. Buschelman - Agent

5405 Mae Anne Ave

Reno, Nevada 89523

Compared bc / bp am/se

Protested

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 39875 is issued subject to the terms and conditions imposed in said Permit 39875 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0625 cubic feet per second, or sufficient to water 2000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before December 31, 1991

Proof of completion of work shall be filed before January 31, 1992

Application of water to beneficial use shall be made on or before December 31, 1993

Proof of the application of water to beneficial use shall be filed on or before January 31, 1994

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 31st day of December,

A.D. 19 90

  
State Engineer